

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 3308

IN THE MATTER OF:

Served March 23, 1989

Application of AUTOMATED BUSINESS)
SYSTEMS AND SERVICES, INC., for)
Temporary Authority)

Case No. AP-89-08

By application filed February 21, 1989, Automated Business Systems and Services, Inc. (ABSS), seeks temporary authority to transport employees of the United States Department of Health and Human Services, Public Health Service, together with mail, express, and baggage in the same vehicle with passengers, in charter operations pursuant to contract with American Information Systems, Inc. between (1) the Aerospace Building, 901 D Street, S.W., Washington, DC; Switzer Building, 330 C Street, S.W., Washington, DC; Humphrey's Building, 200 Independence Avenue, S.W., Washington, DC; and Cohen Building, 330 Independence Avenue, S.W., Washington, DC, and (2) between the Aerospace Building and the Parklawn Building, 5600 Fisher's Lane, Rockville, MD.

Order No. 3293, served February 23, 1989, generally described the evidence submitted with the application, and that order is incorporated herein by reference. Order No. 3293 served as publication of notice and directed that protests be filed in accordance with Commission Rule No. 14 no later than March 6, 1989. No protests to the application were received by the Commission within the time set therefor.

Title II, Article XII, Section 4(d)(3) of the Compact provides that the Commission may, in its discretion, grant an application for temporary authority, without hearing or other proceeding, if it finds that there is an immediate and urgent need for the service proposed by the application and that no other carrier service is capable of meeting that need. Fitness of the applicant is also required. See Application of Suburban Transit Company for Temporary Authority to Serve the Capital Centre, Order No. 1643, served January 24, 1977; Application of American Coach Lines, Inc., for Declaratory Order or, in the Alternative, Temporary Authority to Conduct Charter Operations Between Points in the Metropolitan District, Order No. 2738, served July 22, 1985; See also Order Nos. 2440, 2448, 2864, and 3221, served July 8, 1983; August 10, 1983; May 23, 1986; and August 23, 1988, respectively.

Inasmuch as no duly authorized carrier protested this application, thereby indicating its ability and willingness to provide the service proposed by applicant, the Commission finds that no other carrier is capable of meeting the service need to which applicant's

witness attested. It is further found, based on the evidence of record as described in Order No. 3293, that there is an immediate and urgent need for the service described in this application and that applicant is fit to provide that service.

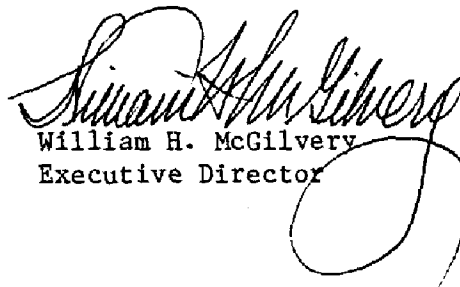
THEREFORE, IT IS ORDERED:

1. That Automated Business Systems and Services, Inc., is hereby conditionally granted temporary authority through June 21, 1989, contingent upon compliance with the terms of this order to transport passengers, together with mail, express, and baggage in the same vehicle as passengers, in charter operations between (a) the Aerospace Building, 901 D Street, S.W., Washington, DC; Switzer Building, 330 C Street, S.W., Washington, DC; Humphrey's Building, 200 Independence Avenue, S.W., Washington, DC; and Cohen Building, 330 Independence Avenue, S.W., Washington, DC, and (b) between the Aerospace Building and the Parklawn Building, 5600 Fisher's Lane, Rockville, MD, restricted in (a) and (b) to transportation of employees of the United States Department of Health and Human Services, Public Health Service.

2. That Automated Business Systems and Services, Inc., is hereby directed, no later than 15 days from the service date of this order to (a) identify the vehicles to be used in this service pursuant to Commission Regulation No. 67-03, (b) file an affidavit of compliance with Commission Regulation No. 67-03, (c) file a certificate of insurance in compliance with Commission Regulation No. 62, and (d) file its WMATC Tariff No. TA-1.

3. That the Executive Director shall notify Automated Business Systems and Services, Inc., in writing, upon its timely compliance with the requirements of this order, that it may commence operations pursuant to temporary authority.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS WORTHY, SCHIFTER, AND SHANNON:


William H. McGilvery
Executive Director